IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FIFTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO: 13685 of 2004

Between:

V. Suresh S/o. Satyanarayana,
at Kakinada, E.G.District.

..... PETITIONER

AND

1 The Vice Chairman and Managing Director, Sports Authority of A.P.,
L.B. Stadium, Hyd.
2 The District Sports Development Officer, East Godavari District at Kakinada.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, order or direction, more particularly one in the nature of writ of Mandamus, declaring the action of the respondents in transferring the petitioner vide proceedings No. SAAP/A2/2324/2003 dt. 01.07.2004 from Kakinada to Kurnool as arbitrary, illegal and against the Presidential Orders and consequently direct the respondents to retain the petitioner at present station.

Counsel for the Petitioner: MR.P.RAVI SANKAR

Counsel for the Respondent No.: MR.K.JANARDHAN RAO

The Court at the stage of admission made the following:

ORDER:

The petitioner is working as a Groundsman in the second respondent office, which is under the control of the first respondent. He was transferred from Kakinada to Kurnool by the first respondent through an order dated 01-07-2004 on administrative grounds.

2. The petitioner contends that he is liable to be transferred only within the District, which is being treated as a unit for the last Grade Posts of the first respondent organization, and his transfer to another District, is not within the competency of the authority under the presidential order, and as his wife is also working at Kakinada, it causes any amount of hardship to him, if he is asked to work at Kurnool.

3. The learned counsel for the respondents represented that the first respondent transferred the petitioner on administrative grounds, and if the petitioner is aggrieved, he is entitled to prefer an appeal to the State Government under Rule 50 of the Service Rules applicable to the petitioner.

4. The learned counsel for the petitioner represented that the petitioner made a representation to the second respondent on 30-07-2004 requesting to retain him at Kakinada.

5. In the light of the circumstances explained by the petitioner, the first respondent is directed to pass appropriate orders on the representation of the petitioner dated 30-07-2004, and communicate the same to the petitioner at the earliest. The Writ Petition is accordingly disposed of. No order as to costs.

Dr. G.YETHIRAJULU, J

05th August, 2004

SKM

TO

1 The Vice Chairman and Managing Director, Sports Authority of A.P.,
L.B. Stadium, Hyd.
2 The District Sports Development Officer, East Godavari District at

Kakinada.

3 Two C.D.Copies.